

July 15, 2020

## NOTICE OF INTENT TO ACT UPON A REGULATION

### Notice of Public Hearing for the Adoption of Regulations of the Department of Motor Vehicles.

The Department of Motor Vehicles will hold a public hearing at the following location on the date and time specified:

***Monday, August 31, 2020 at 8:30am***

Pursuant to Governor Steve Sisolak's Emergency Directive 006 and as extended by Emergency Directive 21, section 37, there will be no physical location for this Public Hearing. The Public Hearing can be viewed or listened to live over the Internet or through a telephone via the below web address and teleconference number. Initial joining of this meeting you will be muted.

To join by phone:

Call: **1-408-418-9388**

Access Code: **1463854162**

To join via the internet click:

<https://dmvnm.webex.com/dmvnm/j.php?MTID=m542199f16c5b05df6275f8dd6537970b>

The purpose of the hearing is to receive comments from all interested persons regarding the **Adoption** of regulations that pertain to Chapter **373** of the Nevada Administrative Code. These regulations are proposed pursuant to **NRS 373.083**.

### **AGENDA**

1. Open Hearing
2. Presentation, Discussion and Adoption of Proposed Regulation, ***For Possible Action***
  - **LCB File No R010-20**
3. Public Comment
4. Close Hearing

Note: Items on the agenda may be taken in a different order than listed. Two or more agenda items may be combined for consideration. An item may be removed from this agenda or discussion relating to an item on this agenda may be delayed at any time.

Public comment may be limited to three minutes per speaker and will not be restricted based on viewpoint. Members of the public are encouraged to submit written comments for the record. Due to time considerations, the duration of the hearing may be limited. Reasonable efforts will be made to accept testimony from all participants.

The following information is provided pursuant to the requirements of NRS 233B.0603:

**1. The need for and the purpose of the proposed regulation or amendment.**  
To adopt regulations to amend Nevada Administrative Code 373, as provided by S.B. 48 (2019) to implement the Diesel County Option tax.

**2. Either the terms or the substance of the regulations to be adopted, amended or repealed, or a description of the subjects and issues involved.**

The proposed regulations establish procedures for the request for reimbursement of the option tax imposed on diesel fuels collected within certain counties where the total number of gallons of diesel fuel sold is 10,000,000 gallons or more.

**3. The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and, in each case, must include:**

(a) Adverse and beneficial effects

- i. Adverse: The Department does not foresee any adverse impact on businesses.
- ii. Beneficial: The Department does not foresee any economic benefit to businesses.

(b) Both immediate and long-term effects.

- i. Immediate: The Department does not foresee any immediate impact on businesses.
- ii. Long-term: The Department does not foresee any long-term impact on businesses.

**4. The estimated cost to the agency for enforcement of the proposed regulation.**

There is no additional cost to the Department for the enforcement of the proposed regulations.

**5. A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or**

**duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.**

The proposed regulations are neither duplicative nor overlapping of federal, state or local standards.

**6. If the regulation is required pursuant to federal law, a citation and description of the federal law.**

The proposed regulation is not required pursuant to federal law.

**7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.**

The proposed regulations are not more stringent than any federal regulation which regulates the same activity.

**8. Whether the proposed regulation establishes a new fee or increases an existing fee.**

The regulation does not propose any new fees or increases in existing fees.

Persons wishing to comment upon the proposed action of the Department of Motor Vehicles may attend the scheduled public hearing or may address their comments, data, views, or argument, in written form to:

Daria Costa, Program Officer III  
Nevada Department of Motor Vehicles  
Management Services and Programs Division  
555 Wright Way  
Carson City, NV 89711  
E-mail: [dcosta@dmv.nv.gov](mailto:dcosta@dmv.nv.gov) Phone: (775) 684-4570

Written submission must be received by the Department of Motor Vehicles on or before **August 24, 2020.**

A copy of this notice and the regulation to be **adopted File No. LCB R010-20** will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and regulations to be **adopted** will be available at each of the Department of Motor Vehicles listed, and at the main public libraries listed, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://leg.stat.nv.us/Register/>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A copy of the minutes or audio recordings must be made available to a member of the public

upon request at no charge (NRS 241.020).

Upon adoption of any regulation, the agency, if requested to do so by an interested person either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the locations listed on the attached page.

This notice of hearing has been posted at the following locations:

**Department of Motor Vehicles Branch Offices**

Carson City DMV  
555 Wright Way  
Carson City, NV 89711

Decatur DMV  
7070 N. Decatur Blvd.  
Las Vegas, NV 89131

Las Vegas DMV (West Flamingo)  
8250 West Flamingo  
Las Vegas, NV 89147

Reno DMV (Galletti Office)  
305 Galletti Way  
Reno, NV 89512-3828

Elko DMV  
3920 East Idaho Street  
Elko, NV 89801

Henderson DMV  
1399 American Pacific Drive  
Henderson, NV 89704

Ely DMV  
178 Avenue F  
Ely, NV 89301

Las Vegas DMV (Sahara Office)  
2701 East Sahara  
Las Vegas, NV 89104

Fallon DMV  
2147 W Williams  
Fallon, NV 89406

Hawthorne DMV  
1085 Highway 95  
Hawthorne, NV 89415

Donovan DMV  
4110 Donovan Way  
N. Las Vegas, NV 89030

Laughlin DMV  
3030 S Needles Hwy, Suite 100  
Laughlin, NV 89029

Tonopah DMV  
1137 S. Main St. #C-8  
Tonopah, NV 89049

Pahrump DMV  
1780 E. Basin Avenue, Suite 1  
Pahrump, NV 89060

Winnemucca DMV  
3505 Construction Way  
Winnemucca, NV 89445

Mesquite DMV  
550 W Pioneer Blvd #120  
Mesquite, NV 89027

Yerington DMV  
215 West Bridge Street #9  
Yerington, NV 89447

Sparks CDL DMV  
810 E Greg Street  
Sparks, NV 89431

Carson City DMV  
555 Wright Way  
Carson City, NV 89711

Decatur DMV  
7070 N. Decatur Blvd.  
Las Vegas, NV 89131

Las Vegas DMV (West Flamingo)  
8250 West Flamingo  
Las Vegas, NV 89147

Elko DMV  
3920 East Idaho Street  
Elko, NV 89801

Ely DMV  
178 Avenue F  
Ely, NV 89301

Fallon DMV  
973 West Williams Street  
Fallon, NV 89406

Donovan DMV  
4110 Donovan Way  
N. Las Vegas, NV 89030

Tonopah DMV  
1137 S. Main St. #C-8  
Tonopah, NV 89049

Winnemucca DMV  
3505 Construction Way  
Winnemucca, NV 89445

Yerington DMV  
215 West Bridge Street #9  
Yerington, NV 89447

Reno DMV (Galletti Office)  
305 Galletti Way  
Reno, NV 89512-3828

Henderson DMV  
1399 American Pacific Drive  
Henderson, NV 89704

Las Vegas DMV (Sahara Office)  
2701 East Sahara  
Las Vegas, NV 89104

Hawthorne DMV  
1085 Highway 95  
Hawthorne, NV 89415

Laughlin DMV  
1085 Highway 95  
Laughlin, NV 89028

Pahrump DMV  
1780 E. Basin Avenue, Suite 1  
Pahrump, NV 89060

Mesquite DMV  
550 W Pioneer Blvd #120  
Mesquite, NV 89027

Sparks CDL DMV  
810 E Greg Street  
Sparks, NV 89431

## **Libraries**

Battle Mountain Branch  
625 South Broad Street  
PO Box 141  
Battle Mountain, Nevada 89820

Carson City Library  
900 North Roop Street  
Carson City, NV 89701

Churchill County Library  
553 South Main Street  
Fallon, NV 89406

Douglas County Library  
1625 Library Lane  
PO Box 337  
Minden, NV 89423

Elko County Library  
720 Court Street  
Elko, NV 89801

Esmeralda County Library  
Crook & 4<sup>th</sup> Street  
PO Box 430  
Goldfield, NV 89013

Eureka Branch Library  
80 South Monroe Street  
Eureka, NV 89316

Humboldt County Library  
85 East 5<sup>th</sup> Street  
Winnemucca, NV 89445

Lincoln County Library  
63 Main Street  
Pioche, NV 89316

Lyon County Library System  
20 Nevin Way  
Yerington NV 89447

Mineral County Library  
110 1<sup>st</sup> Street  
Hawthorne, NV 89415

Nevada State Library  
100 North Stewart Street  
Carson City, NV 89701

Pershing County Library  
125 Central Avenue  
PO Box 781  
Lovelock, NV 89440

Storey County Community Library  
175 Carson Street  
PO Box 999  
Virginia City, NV 89403  
Tonopah Public Library  
PO Box 449  
Tonopah, NV 89049

Washoe County Library System  
301 South Center Street  
Reno, NV 89501

White Pine County Library  
950 Campton Street  
Ely, NV 89301